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21 ORACLE AMERICA, INC.

22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.,
25 Plaintiff,
26 v.
27 GOOGLE INC.,
28 Defendant.

Case No. CV 10-03561 WHA

**ADMIN. MOT. TO FILE UNDER SEAL
RE ORACLE'S MIL #7 REGARDING
DR. LEONARD**

Hearing: April 27, 2016, 8:00 a.m.
Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

Plaintiff Oracle America, Inc. (“Oracle”) hereby moves to file certain Exhibits to the Declaration of Andrew D. Silverman in support of Oracle’s Motion *In Limine* #7 Regarding Dr. Leonard under seal pursuant to Civil Local Rules 7-11 and 79-5.

The Order Approving Stipulated Protective Order Subject to Stated Conditions entered in this case, ECF No. 68, states that when material has been designated as “CONFIDENTIAL” or “HIGHLY CONFIDENTIAL – ATTORNEY’S EYES ONLY,” a party may not file it in the public record, but must seek to file it under seal pursuant to Civil Local Rule 79-5. Stipulated Protective Order § 14.4, ECF No. 66.

Google Inc. (“Google”) has designated certain materials comprising or discussed in Oracle’s Motion *In Limine* #7 as “CONFIDENTIAL” and “HIGHLY CONFIDENTIAL – ATTORNEY’S EYES ONLY” pursuant to the Protective Order. Therefore, Oracle moves to seal portions of its brief and the Exhibits to the Silverman Declaration that have been so-designated by Google pursuant to the Protective Order:

Document	Text to be Sealed
Oracle’s Motion <i>In Limine</i> # 7	<ul style="list-style-type: none"> • P. 2: line 2, text within the parenthetical • P. 2: line 8, text between the words “than” and “in” • P. 4: line 3, text in the second bullet point
Exhibit 1 (Leonard Reply Report)	Entire document
Exhibit 2 (Jaffe Supplemental Report)	<ul style="list-style-type: none"> • P. 9-10: text within parenthetical in footnote 21 • P.11: text in paragraph 23 after the first appearance of the word “Kearl” • P. 13: text within the parenthetical in footnote 27 • P. 14: text within the parenthetical in footnote 32 • P. 15: text after the word “problem” at the end of paragraph 29 • P. 15-16: entirety of paragraph 31 except for the last sentence beginning with the word “Thus” • P. 17: text within the first parenthetical in footnote 39
Exhibit 3 (Kearl Deposition Excerpts)	Entire document
Exhibit 4 (Leonard Deposition Excerpts)	Entire document

Oracle states no position as to whether disclosure of these materials would cause harm to Google or any third parties.

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2 Dated: April 8, 2016

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